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HANDLERS PENSION FUND and BOARD OF  
TRUSTEES OF THE CLERKS AND LUMBER  
HANDLERS PENSION FUND

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

DAVID JORDT,

Plaintiff,

vs.

CLERKS AND LUMBER HANDLERS  
PENSION FUND, and BOARD OF  
TRUSTEES OF THE CLERKS AND  
LUMBER HANDLERS PENSION FUND,

Defendants.

Case No. C05-01409-SBA

**STIPULATION AND ORDER TO  
EXTEND TIME FOR DISCOVERY CUT  
OFF DATE**

Pursuant to Local Rules 6-1(b), 6-2 and 7-12, Plaintiff David Jordt and Defendants Clerks and Lumber Handlers Pension Fund and Board of Trustees of the Clerks and Lumber Handlers Pension Fund hereby stipulate to and request from the Court an Order extending the discovery cut-off from March 31, 2006 to May 31, 2006. As stated in the Declaration of Laura M. Chavkin, there have been no previous time modifications in this case, and the requested time modification will not affect any of the other deadlines set by the Court.

Plaintiff and Defendants agreed to May 31, 2006 as the fact discovery cut off date in their Joint Case Management Statement, filed on February 13, 2006. The parties believe that the Court intended to accept this deadline during the telephonic Case Management Conference conducted on

February 21, 2006, but the Court's minute order, issued on February 21, 2006, reflects a discovery cut-off of March 31, 2006. The parties cannot complete fact discovery by that date.

The parties therefore respectfully request that the Court issue an order changing the discovery cut-off to May 31, 2006.

DATED: March 2, 2006

TRUCKER ♦ HUSS

By: s/\_\_\_\_\_  
Laura M. Chavkin  
Attorneys for Defendants

DATED: March 2, 2006

LAW OFFICES OF JOHN F. MARTIN

By: s/\_\_\_\_\_  
Christine Hopkins  
Attorneys for Plaintiff Jordt

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: 3/6/06

  
Judge Sandra Brown Armstrong